

**LEGAL ACTIONS
EAGAR TOWN COUNCIL
REGULAR MEETING
22 W. 2nd St., Eagar, AZ
August 1, 2017 - 7:00 P.M.**

ITEM #7: CONSENT AGENDA

- A. APPROVAL OF MINUTES OF EAGAR TOWN COUNCIL MEETING(S) HELD JUNE 2017
- B. APPROVAL OF JUNE 2017 NATIONAL BANK OF ARIZONA TRANSMITTALS, CHECKS WRITTEN, PAYROLL DIRECT DEPOSIT VOUCHERS, AND CREDIT CARD PURCHASES
- C. ACCEPTANCE OF JUNE 2017 FINANCIAL REPORT AND SALES TAX REPORT
- D. APPROVAL TO ALLOW FOR THE SOLICITATION OF BIDS FOR CHIP SEAL FOR UDALL SUBDIVISION (DORINDA, GENEVIEVE AND ALL SIDE STREETS), CHERRY, ELM, EAST 7TH LANE, GARY, BOND, 9TH LANE, 9TH STREET, EAST 4TH STREET, EAST 6TH STREET, POVERTY FLAT, ALTA VISTA, EAST 6TH AVENUE, PARK PLACE AND CRYSTAL LANE NOT TO EXCEED \$126,000 AND TO ALLOW THE TOWN OF EAGAR TO ENTER INTO A CONTRACT WITH THE LOWEST RESPONSIBLE BIDDER
- E. APPROVAL TO DIRECT STAFF TO DRAFT A LETTER TO PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM TO IMMEDIATELY APPLY CREDIT TO EMPLOYER'S RESERVE ACCOUNT

Councilor Winslow McNeill made a motion to approve the Consent Agenda. Vice-Mayor Steve Erhart seconded; all were in favor, motion carried unanimously. 6-0

ITEM #9: NEW BUSINESS

- A. DISCUSSION AND CONSIDERATION TO ADOPT RESOLUTION 2017-09 APPROVING THE SALE AND EXECUTION AND DELIVERY OF PLEDGED REVENUE REFUNDING OBLIGATIONS, EVIDENCING ALL THE INTERESTS OF THE OWNER THEREOF IN A PURCHASE AGREEMENT, TO PREPAY A LOAN REPAYMENT AGREEMENT OF THE TOWN, THE PROCEEDS OF WHICH FINANCED AND REFINANCED THE COSTS OF CERTAIN MUNICIPAL AND UTILITIES FACILITIES AND EQUIPMENT IN AND FOR THE TOWN; APPROVING THE FORM AND AUTHORIZING THE EXECUTION AND DELIVERY OF SUCH PURCHASE AGREEMENT, A TRUST AGREEMENT, A PLACEMENT AGENT AGREEMENT AND OTHER NECESSARY DOCUMENTS; DELEGATING AUTHORITY TO THE MANAGER AND CHIEF FINANCIAL OFFICER OF THE TOWN TO DETERMINE

CERTAIN MATTERS AND TERMS WITH RESPECT TO THE FOREGOING;
ADOPTING POST-ISSUANCE TAX COMPLIANCE PROCEDURES IN CONNECTION
WITH ISSUANCE OF OBLIGATIONS OF THE TOWN; AUTHORIZING THE TAKING
OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE
TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION AND DECLARING AN
EMERGENCY

Councilor Allen Browning moved to adopted Resolution 2017-09 approving the sale and execution and delivery of pledged revenue refunding obligations. Vice Mayor Steve Erhart seconded; all were in favor, motion carried unanimously. 6-0

B. DISCUSSION AND CONSIDERATION ON CURRENT REMOVAL OF STOP SIGNS
THROUGHOUT TOWN

Mayor Bryce Hamblin stated that Chief Mike Sweetser will hold a civil forum after Eagar Days and get feedback for a solution by next Council Meeting.

C. DISCUSSION AND CONSIDERATION TO AWARD TOWN WIDE IT SERVICES TO
SUNSTATE TECHNOLOGY GROUP BASED ON REQUEST FOR QUALIFICATIONS

Vice Mayor Steve Erhart moved to award Town wide IT services to Sunstate Technology Group based on request for qualifications. Winslow McNeill seconded; all were in favor, motion carried unanimously. 6-0

10. EXECUTIVE SESSION

Councilor Allen Browning moved to adjourn into Executive Session [at 8:29 p.m.] Councilor Winslow McNeill seconded; all were in favor, motion carried unanimously. 6-0

A. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A3.A4. - DISCUSSION OR
CONSULTATION FOR LEGAL ADVICE WITH THE TOWN'S ATTORNEY AND –
DISCUSSION OR CONSULTATION WITH THE ATTORNEYS OF THE PUBLIC BODY
IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS
REGARDING THE PUBLIC BODY'S POSITION REGARDING CONTRACTS THAT
ARE THE SUBJECT OF NEGOTIATIONS, IN PENDING OR CONTEMPLATED
LITIGATION OR IN SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO
AVOID OR RESOLVE LITIGATION – NAVOPACHE ELECTRIC COOPERATIVE AND
FRONTIER FRANCHISES

B. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A1 - DISCUSSION OR
CONSIDERATION OF EMPLOYMENT, ASSIGNMENT, APPOINTMENT,
PROMOTION, DEMOTION, DISMISSAL, SALARIES, DISCIPLINING OR
RESIGNATION OF A PUBLIC OFFICER, APPOINTEE OR EMPLOYEE OF ANY
PUBLIC BODY – TOWN MANAGER POSITION

C. EXECUTIVE SESSION AS ALLOWED BY A.R.S. § 38-431.03.A4. - DISCUSSION OR CONSULTATION WITH THE ATTORNEYS OF THE PUBLIC BODY IN ORDER TO CONSIDER ITS POSITION AND INSTRUCT ITS ATTORNEYS REGARDING THE PUBLIC BODY'S POSITION REGARDING CONTRACTS THAT ARE THE SUBJECT OF NEGOTIATIONS, IN PENDING OR CONTEMPLATED LITIGATION OR IN SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION – TOWN MANAGER CONTRACT

RECONVENE INTO REGULAR SESSION

Vice Mayor Steve Erhart moved to reconvene into Regular Session [at 9:09 p.m.] Councilor Winslow McNeill seconded; all were in favor, motion carried unanimously. 6-0

D. DISCUSSION AND CONSIDERATION OF ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION ITEM 10.A

No action.

E. DISCUSSION AND CONSIDERATION OF ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION ITEM 10.B

Vice Mayor Steve Erhart moved to increase Interim Town Manager Bruce Ray's current pay by 5%. Councilor Winslow McNeill seconded; Councilor John Phelps was opposed, motion carried. 5-1

F. DISCUSSION AND CONSIDERATION OF ANY ACTION DEEMED NECESSARY FROM THE EXECUTIVE SESSION ITEM 10.C

No action.

ITEM #11: SIGNING OF DOCUMENTS

Necessary signatures were obtained for the Minutes of June 2017; Financial Statements for June 2017; Resolution 2017-09.

12. ADJOURNMENT

Councilor Winslow McNeill made a motion to adjourn the meeting [at 9:14 p.m.] Councilor Allen Browning seconded; all were in favor, motion carried unanimously. 6-0